

JAY CIRCUIT AND SUPERIOR COURTS

JOINT COURT LOCAL RULES

POSTED NOVEMBER 2005

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STATE OF INDIANA
COUNTY OF JAY, ss:

IN THE JAY CIRCUIT/SUPERIOR COURTS
2001 TERM

IN RE: COURT SECURITY

CAUSE NO: 38C01-0111-MI- 39

ORDER

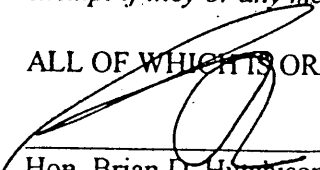
Come now the judges in Jay County, pursuant to the inherent power of the court to provide for the orderly operation of the courts and the safety of their personnel and the public, and in accordance with the Security Guidelines for courthouses adopted by the Indiana Supreme Court, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

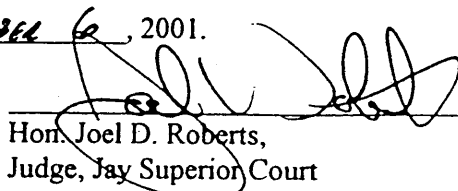
1. All persons entering the Jay County Courthouse consent to an inspection of person, any package, briefcase, or purse.
2. All persons, except those persons noted in paragraph 4, are prohibited from entering the Jay County Courthouse while carrying any of the following:
 - a. a deadly weapon as defined by Indiana Code § 35-41-1-8,
 - b. a firearm as defined by Indiana Code § 35-47-1-5,
 - c. an electric stun weapon as defined by Indiana Code § 35-47-8-1,
 - d. a stun gun as defined by Indiana Code § 35-47-8-2,
 - e. a taser as defined by Indiana Code § 35-47-8-3,
 - f. a knife,
 - g. an explosive device,
 - h. a club, or
 - i. any other material that, in the manner in which it is used, could ordinarily be used or is intended to be used, is readily capable of causing serious bodily injury (as defined by Indiana Code § 35-41-1-25) as determined by the Jay County Sheriff's Officers.

3. Any person refusing to comply with this Order will be denied entrance into the Jay County Courthouse, and anyone knowingly violating this Order will be subject to contempt of Court pursuant to Indiana Code §34-47-3.

4. The following persons are exempt from this order: law enforcement officers under Indiana Code § 35-41-1-17, Indiana Department of Correction Officers, Community Correction officers, judicial officers, and probation officers who are in the courthouse for official business and duly authorized to carry deadly weapons. The Custodian of the Jay County Courthouse and his authorized agents, service and repair persons may possess a knife. Employees of the courthouse who carry chemical spray devices for personal protection are also exempt. *The persons described as exempt from this Order shall not be exempt if they or any member of their family is a party to any proceeding taking place in court.*

ALL OF WHICH IS ORDERED THIS DAY, NOVEMBER 6, 2001.


Hon. Brian D. Hutchison
Judge, Jay Circuit Court


Hon. Joel D. Roberts,
Judge, Jay Superior Court

FILED
NOV - 6 2001
Jane Ann Thompson
CLERK JAY CIRCUIT COURT

STATE OF INDIANA
COUNTY OF JAY, SS:

IN THE JAY CIRCUIT/SUPERIOR COURTS
1994 TERM

CASE NO. 38C01-9400-MI-001
CASE NO. 38D01-9403-MI-003

IN RE THE STANDING ORDER
REFERRING PARTIES TO
"CHILDREN IN THE MIDDLE"

IT IS HEREBY ORDERED that all the parties in a proceeding in which child custody or visitation is at issue shall complete the "Children In The Middle" Program within sixty (60) days following the date of the initiation of such proceedings.

IT IS FURTHER ORDERED that each party shall pay a fee of \$30.00 for this program before the first session the party attends.

No petition for custody or visitation shall be granted to a party who has not completed the "Children In The Middle" Program.

The parties are referred to the attached information for further details concerning this Program.

Dated this 23rd day of March, 1994.

FILED

MAR 23 1994

FILED

MAR 23 1994

Marilyn Coleman
CLERK JAY CIRCUIT COURT

Marilyn Coleman
CLERK JAY SUPERIOR COURT

Tom D. Diller

TOM D. DILLER
JUDGE, JAY CIRCUIT COURT

Joel D. Roberts

JOEL D. ROBERTS
JUDGE, JAY SUPERIOR COURT

INSTRUCTION: A copy of this Order and the attached Information Sheets shall be submitted to the Clerk at the time of the initial filing of the proceeding. A copy of the Order, the attached Information Sheets and the Youth Service Bureau Brochure on "Children In The Middle" shall then be served upon the Respondent in the same manner as requested in the praecipe for service of the summons or notice. It shall be the responsibility of counsel initiating such proceeding to see to it that his or her client is furnished with a copy of this Order, the attached Information Sheets and Brochure at the time that the proceeding is initiated.

CHILDREN IN THE MIDDLE

Children often suffer needlessly when parents divorce. The judges of Jay County have determined that all divorcing parents with minor children must complete the Children In The Middle program to minimize the impact of divorce on these children. This program is not designed to encourage reconciliation or to interfere in any way with the parents' efforts to dissolve their marriage or to separate.

WHO MUST ATTEND

Attendance is required of both parents. This program consists of two sessions and both sessions must be completed within 60 days after the filing of the Petition For Dissolution Of Marriage or for Legal Separation. Only a parent who is incarcerated or who has permanently moved more than 75 miles from Portland will be excused.

LOCATION

All sessions will be held at the Youth Service Bureau in Portland, 603 West Arch Street, located at the corner of Arch and Middle Streets. Enter the building through the north door. Ample parking is available behind the building.

PROGRAM FACILITATOR

The Program Facilitator, who is in charge of this program, is provided by The Youth Service Bureau, 603 West Arch Street, Portland, Indiana 47371. Their phone number is (219) 726-8520.

REGISTRATION AND FEES

You must pay your \$30.00 fees for the program in advance by mail or at The Youth Service Bureau offices. No payment will be accepted at any of the sessions and you will not be admitted to a session unless your fees have been paid in advance. You may pay in cash or by certified check or money order made payable to The Youth Service Bureau. No personal checks will be accepted. Fees for each spouse are \$30.00 and cover all costs for both session. Adult extended family members (such as grandparents) and other interested adults (such as church pastors) may attend sessions with you at a cost of \$30.00 per additional participant.

OTHER IMPORTANT INFORMATION

Participants will be required to sign in and should arrive at least 15 minutes before the start of each session. Sessions will begin on time. No one will be allowed in late. Participants will be required to stay until the session is complete in order to receive credit for the session. After you have completed the program, the facilitator will sign an attendance form verifying your attendance and will send a certification of attendance to the court.

Participants will be required to show a picture I.D. for registration.

No participants will be allowed to stay if they appear to be under the influence of drugs or alcohol. The facilitator may call for police assistance if a participant refuses to leave after being requested to do so.

No children are allowed to be brought to these sessions. If parents arrive with children they will not be allowed to stay. Parents will need to attend another session without their children in order to fulfill the requirements.

No petition for custody or visitation shall be granted to a party who has not completed both Session A and Session B of the program.

No smoking will be allowed at these sessions.

In case of bad weather, decisions on cancellation of meetings will be made by at least two (2) hours before the meeting. If weather is bad and participants want to know if the session that day is cancelled they can call the program facilitator at (219) 726-8520.

STATE OF INDIANA
COUNTY OF JAY, SS:

L E D

IN THE JAY CIRCUIT COURT
IN THE JAY SUPERIOR COURT

SEP 02 1995

CASE NO. 38C01-9501-MI-001
38D01-9502-MI-002

Marilyn Coleman
**JOINT LOCAL RULES OF THE JAY
CIRCUIT AND JAY SUPERIOR COURTS
REGARDING APPOINTMENT OF SPECIAL
JUDGES IN CIVIL CASES**

The following local rule regarding selection of special judges where a special judge does not accept a civil case under Trial Rule 79 (D), (E), or (F) is now adopted by the undersigned judges of the Jay Circuit Court and the Jay Superior Court, in conjunction with the other Courts of Administrative District 6 as established by Administrative Rule 3 (A) (6), and submitted for approval to the Indiana Supreme Court this 29th day of September, 1995.

LOCAL RULE 1 - SUBDISTRICT DESIGNATIONS

To make the most effective use of judicial resources by using close proximity of the judges, Administrative District 6 shall be divided into three subdistricts, the judges in each subdistrict constituting the panel for assignment in the event a special judge fails to accept a civil case under Trial Rule 79 (D), (E), or (F), except that the following juvenile judges of the whole district shall constitute the panel for assignment in juvenile cases: *Hon. Bruce C. Bade; Robert L. Barnet, Jr.; Hon. Jack L. Brinkman; Hon. Steven R. Caldemeyer; Hon. Jan L. Chalfant; Hon. Richard A. Dailey; Hon. Tom D. Diller; Hon. John L. Kellam; Hon. Thomas R. McNichols, II; and Hon. Thomas G. Wright.*

The subdistricts are *Grant and Blackford counties; Madison and Henry counties; Delaware, Jay, and Randolph counties.*

Any assignment required in a civil case shall be made by the Jay County Clerk on a rotating basis in consecutive order from the following individuals:

In Delaware, Jay and Randolph counties: *Hon. Robert L. Barnet, Jr.; Hon.*

Steven R. Caldemeyer; Hon. Jan L. Chalfant; Hon. Richard A. Dailey; Hon. Tom D. Diller; Hon. Barbara Gasper Hines; Hon. Joel D. Roberts; Hon. Robert E. Robinson; and Hon. Kenneth A. Sullivan.

The list of regular judges in the subdistrict containing Delaware County may be supplemented by senior judges of the whole district.

In no event shall an individual be chosen whose name was placed on the panel submitted to the litigants under Trial Rule 79 (F).

In those cases where a judge has accepted an out-of-county special judge appointment under Trial Rule 79 (D), (E), and (F) and the case has not been transferred to such judge's court under Trial Rule 79 (M), such judge shall notify the ~~Delaware and Randolph~~ ^{Jay} County Clerks, and such Clerks shall exempt such judge from assignment for a case under Trial Rule 79 (H).

Local Rule 2 - Annual Review

This local rule shall be subject to annual review by the regular judges of this administrative district.

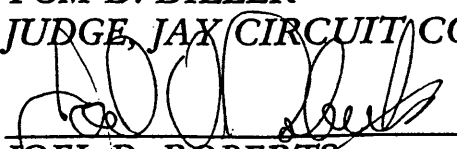
LOCAL RULE 3 - SPECIAL CIRCUMSTANCES

In the event no judge is eligible to serve as special judge in a case, or special circumstances warrant selection of a special judge by the Indiana Supreme Court, the Jay County Clerk shall certify this fact to the Indiana Supreme Court for the appointment of a special judge pursuant to Trial Rule 79 (K).

Dated this 29th day of September, 1995.



TOM D. DILLER
JUDGE, JAY CIRCUIT COURT



JOEL D. ROBERTS
JUDGE, JAY SUPERIOR COURT

STATE OF INDIANA
COUNTY OF JAY, SS:

IN THE JAY CIRCUIT COURT AND
JAY SUPERIOR COURT
CASE NO. 38C01-9501-MI-001
CASE NO. 38D01-9502-MI-002

AMENDED
JOINT LOCAL RULES OF THE
JAY CIRCUIT AND JAY SUPERIOR COURTS
REGARDING THE ASSIGNMENT OF CRIMINAL CASES

LOCAL RULE 1 - Case Assignment

~~All criminal cases where the most serious charge is a felony, except for those cases where the only felony violation alleged is a felony violation under Title Nine of the Indiana code, shall be assigned to the Jay Circuit Court.~~ All criminal cases where the most serious charge is either Murder or a Class A, B or C Felony, except for cases where at least one of the counts of the information alleges a misdemeanor or felony violation under Title Nine of the Indiana Code, shall be assigned to the Jay Circuit Court. All other criminal cases shall be assigned to the Jay Superior Court.

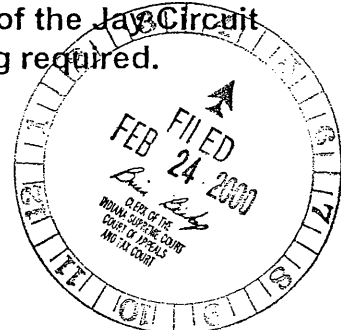
The judges of the Jay Circuit Court and the Jay Superior Court shall meet from time to time and may, after considering the workload of each Court and other circumstances, agree to reverse the assignment of criminal cases.

LOCAL RULE 2 - Case Transfer

The judges of the Jay Circuit Court and the Jay Superior Court may order the transfer and reassignment of criminal cases to the other Court, subject to acceptance by the judge of the receiving Court.

LOCAL RULE 3 - Sitting of Judges

Pursuant to I.C. 33-5-25.7-10, the judge of the Jay Circuit Court may sit as judge of the Jay Superior Court in all criminal matters when the judge of the Jay Superior Court is not available, without further request or consent being required. Pursuant to I.C. 33-5-25.7-10, the judge of the Jay Superior Court may sit as judge of the Jay Circuit Court in all criminal matters when the judge of the Jay Circuit Court is not available, without further request or consent being required.



LOCAL RULE 3 4 - Refiling and Subsequent Filings

When the State of Indiana dismisses a case and chooses to refile that case, the case shall be assigned to the Court from which the dismissal was taken.

In the event that additional charges are filed against a criminal defendant subsequent to the initial assignment of the case, then the case shall be reassigned, if necessary, to the Court to which the case would have originally be assigned had all charges been filed at the time the case was commenced.

LOCAL RULE 4 5 - Change of Judge and Reassignment

In the event that a change of judge is granted or it becomes necessary to assign an alternative judge in any felony or misdemeanor proceeding, the case shall be reassigned to the judges of the following Courts in consecutive order on a rotating basis with the Jay Circuit Court commencing this rotation with the Judge of the Adams Circuit Court and the Jay Superior Court commencing this rotation with the Judge of the Randolph Circuit Court:


Judge of the Adams Circuit Court
Judge of the Adams Superior Court
Judge of the Randolph Circuit Court
Judge of the Randolph Superior Court

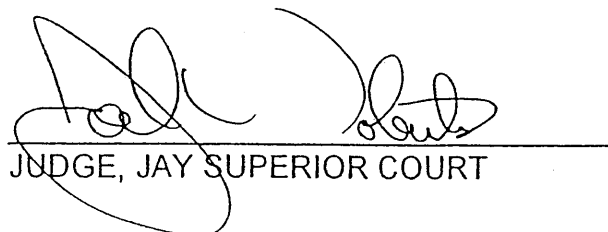
Each Court shall maintain a running log showing the next judge available for reassignment.

LOCAL RULE 5 6 - Appointment of Special Judges

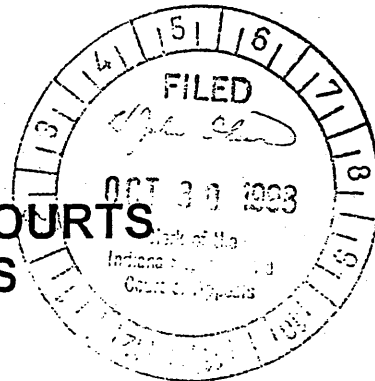
In the event that no judge is available for assignment or reassignment of a felony or misdemeanor case, the case shall be certified to the Indiana Supreme Court for the appointment of a special judge. In the event that the judge presiding in a felony or misdemeanor case concludes that the unique circumstances presented in the proceeding require appointment by the Indiana Supreme Court of a special judge, the presiding judge may request the Indiana Supreme Court for such appointment.

Dated: August 24, 1999


JUDGE, JAY CIRCUIT COURT


JUDGE, JAY SUPERIOR COURT

LOCAL RULE #1 OF THE JAY CIRCUIT AND SUPERIOR COURTS RELATING TO COURT REPORTERS



The undersigned courts comprise all of the courts of record of Jay County, Indiana, and hereby adopt the following local rule by which court reporter services shall be governed.

Section One. The following definitions shall apply under this local rule:

DEFINITIONS

1. A **Court Reporter** is a person who is specifically designated by a court to perform official court reporting services for the court, including preparing a transcript of the record.
2. **Equipment** means all physical items owned by the court or other governmental entity and used by a court reporter in performing court reporting services. Equipment shall include, but not be limited to, telephones, computer hardware, software programs, disks, tapes, and any other device used for recording and storing, and transcribing electronic data.
3. **Work space** means that portion of the court's facilities dedicated to each court reporter, including but not limited to actual space in the courtroom and any designated office space.
4. **Page** means the page unit of a transcript which results when a recording is transcribed in the form required by Indiana Rule of Appellate Procedure 7.2.
5. **Recording** means the electronic, mechanical, stenographic or other recording made as required by Indiana Rule of Trial Procedure 74.
6. **Regular hours worked** means those hours which the court is regularly scheduled to work during any given work week. Depending on the particular court, these hours may vary from court to court within the county but remain the same for each work week.
7. **Gap hours worked** means those hours worked in excess of the regular hours worked but hours not in excess of forty (40) hours per work week.
8. **Overtime hours worked** means hours worked in excess of forty (40) hours per work week.

9. **Work week** means a seven (7) consecutive day week that consistently begins and ends on the same days throughout the year, i.e. Sunday through Saturday, Wednesday through Tuesday, Friday through Thursday.
10. **Court** means the particular court for which the court reporter performs services. Court may also mean all of the courts in Jay County.
11. **County indigent transcript** means a transcript paid for from county funds and is for the use on behalf of a litigant who has been declared indigent by a court.
12. **State indigent transcript** means a transcript paid for from state funds and is for the use on behalf of a litigant who has been declared indigent by a court.
13. **Private transcript** means a transcript, including but not limited to a deposition transcript, paid for by a private party.

Section Two.

SALARIES AND PER PAGE FEES

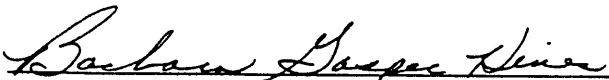
1. Court Reporters shall be paid an annual salary for time spent working under the control, direction and direct supervision of their supervising court during any regular work hours, gap hours or overtime hours. The supervising court shall enter into a written agreement with the court reporters which outlines the manner in which the court reporter is to be compensated for gap and overtime hours, i.e. monetary compensation or compensatory time off regular work hours.
2. The maximum per page fee a court reporter may charge for the preparation of a county indigent transcript shall be \$3.50; the court reporter shall submit a claim directly to the county for the preparation of any county indigent transcripts.
3. The maximum per page fee a court reporter may charge for the preparation of a state indigent transcript shall be \$3.50.
4. The maximum per page fee a court reporter may charge for the preparation of a private transcript shall be \$3.50.
5. Each court reporter shall report, at least on an annual basis, all transcript fees received for the preparation of either county indigent, state indigent or private transcripts to the Indiana Supreme Court Division of State Court Administration. The reporting shall be made on forms prescribed by the Division of State Court Administration.

Section Three.

PRIVATE PRACTICE

1. If a court reporter elects to engage in private practice through the recording of a deposition and/or preparing of a deposition transcript, and the court reporter desires to utilize the court's equipment, work space and supplies, and the court agrees to use of the court equipment for such purpose, the court and the court reporter shall enter into a written agreement which must, at a minimum, designate the following:
 - (a) The reasonable market rate for the use of equipment, work space and supplies;
 - (b) The method by which records are to be kept for the use of equipment, work space and supplies; and
 - (c) The method by which the court reporter is to reimburse the court for the use of the equipment, work space and supplies.
2. If a court reporter elects to engage in private practice through the recording of a deposition and/or preparing a deposition transcript, all such private practice work shall be conducted outside of regular working hours.

ADOPTED at Jay County, Indiana, this 1 day of July, 1998.


TOM D. DILLER

JUDGE, JAY CIRCUIT COURT

pro tem


JOEL D. ROBERTS

JUDGE, JAY SUPERIOR COURT

STATE OF INDIANA
COUNTY OF JAY, ss

IN THE JAY CIRCUIT/SUPERIOR COURTS
2005 TERM

IN RE THE MATTER OF:
JURY NOTICE AND SUMMONS
PROCEDURES OF THE CIRCUIT
& SUPERIOR COURTS

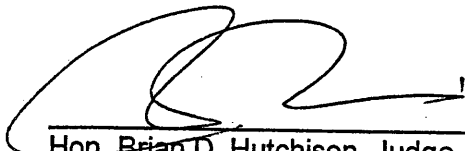
CAUSE NO. 38C01-0510-MI- 24
38D01-0510-MI- 7

ORDER ESTABLISHING JURY NOTICE AND SUMMONS PROCEDURE

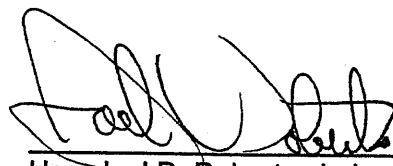
Come now the respective judges of the Jay Circuit Court and the Jay Superior Court, and pursuant to rule 4 of the Indiana Rules of Court- Jury Rules, hereby adopt and order a "two tier notice and summons" procedure. The jury administrator may send summons at a later time. If the jury administrator sends the jury qualification form and notice first, the jury administrator shall summon prospective jurors at least one (1) week before service.

The summons shall include the following information: directions to court, parking, public transportation, compensation, attire, meals, and how to obtain auxiliary aids and services required by the Americans with Disabilities Act. The judge may direct the jury administrator to include a questionnaire to be completed by each prospective juror.

A judge may order prospective jurors to appear upon less notice when, in the course of jury selection, it becomes apparent that additional prospective jurors are required in order to complete jury selection.



Hon. Brian D. Hutchison, Judge
Jay Circuit Court

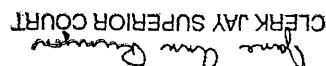


Hon. Joel D. Roberts, Judge
Jay Superior Court

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CLERK JAY SUPERIOR COURT


CLERK JAY SUPERIOR COURT

OCT 15 2005

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STATE OF INDIANA
COUNTY OF JAY, ss

JUN 19 2002 IN THE JAY CIRCUIT/SUPERIOR COURTS
2002 TERM

IN RE THE MATTER OF: *Jane Ann Remy* CAUSE NO.
UNIFIED BAIL BOND SCHEDULE OF CLERK JAY CIRCUIT COURT
THE CIRCUIT & SUPERIOR COURTS

38C01-0206-MI- 22 ✓
38D01-0206-MI- 03

**AMENDED
ORDER ESTABLISHING UNIFIED BAIL BOND SCHEDULE**

Come now the respective judges of the Jay Circuit Court and the Jay Superior Court, and in an effort to unify and simplify the schedule of bail bonds utilized in Jay County, hereby promulgate the following order:

A. The Court shall set the amount of bail that a person charged with a criminal offense shall be required to post. In the case of a person to be arrested pursuant to a criminal bench warrant, the amount of bail shall be endorsed on the warrant.

B. In the absence of a different amount of bail having been set by the Court pursuant to Paragraph A herein above and subject to the exceptions set forth herein below, bail is hereby set by the Court as follows in all criminal cases filed in the Jay Circuit Court and Jay Superior Court:

Murder.....	As Fixed By The Court
Class A Felony.....	\$50,000.00 surety or cash
Class B Felony.....	\$30,000.00 surety or cash
Class C Felony.....	\$10,000.00 surety or cash
Class D Felony	\$3,000.00 surety or cash
Misdemeanor.....	\$1,000.00 surety or cash

In the event that a person has been charged with **multiple offenses** arising out of the same incident the person's bail shall be set in the amount applicable to the sum of the bail for each of the offenses charged, **but not to exceed 150% of the amount of bail applicable to the most serious offense**, unless otherwise specified by the Court. In the event that the person has been charged with multiple offenses not arising out of the same incident, then the person's bail shall be as fixed by the Court.

All persons are to be informed before posting bail pursuant to this schedule that they may defer posting bail and remain in custody until their Initial Hearing at which time the Court will consider whether they are entitled to a lower bail based on their individual circumstances.

C. (1) If the sentence of the person charged is sought to be enhanced by virtue of an allegation that the person is an habitual offender, the person's bail for the current alleged offense shall be increased by the sum of \$30,000.00.

(2) If the sentence of the person charged is sought to be enhanced by virtue of an allegation that the person is either an habitual substance offender the persons bail for the current alleged offense shall be increased by the sum of \$8,000.00.

D. Notwithstanding the above-stated bail schedule, the Sheriff shall detain a person charged with a crime until the Court is next in session or until the Judge thereof can otherwise be reached to set bail if the Sheriff has reason to believe:

- (1) that the person has previously escaped from jail or a mental hospital;
- (2) that the person has previously failed to appear in any Court as ordered;
- (3) that the person has an outstanding warrant or detainer against him;
- (4) that the person is currently released on his own recognizance or on bond on another pending charge;
- (5) that the person is mentally disturbed or incompetent;

- (6) that the person is currently on probation, parole or under a withheld or suspended sentence;
- (7) that the person has a prior felony conviction;
- (8) that, for any other reason, the person charged presents a disproportionate risk of non-appearance in Court on the current charge.

E. This section does not apply to those persons arrested for the misdemeanors of battery, invasion of privacy, dealing in marijuana, resisting law enforcement or driving while suspended. If a person, who is an Indiana resident, has been arrested for a misdemeanor, and is not precluded from immediately posting bail by virtue of the provisions of Paragraph D, the person shall be released on his own recognizance if the person has had substantial contacts with Jay County for a continuous period of three (3) years immediately prior to the date of the person's arrest. Substantial contacts with Jay County mean a continuous residence or place of employment in Jay County during such period. Before being released on his own recognizance a person shall be required to execute the Affidavit attached hereto as Exhibit A and the Release On Own Recognizance form attached hereto as Exhibit B.

F. All persons who are arrested on the misdemeanor charges of battery, invasion of privacy, dealing in marijuana or resisting law enforcement, and who are not precluded from immediately posting bail by virtue of the provisions of Paragraph D, shall be required to post bail according to the bail schedule.

G. All Indiana residents who are arrested on the misdemeanor charge of driving while suspended, and who are not precluded from immediately posting bail by virtue of the provisions of Paragraph D, shall be released on their own recognizance. Before being released on his own recognizance a person shall be required to execute the Release On Own Recognizance form attached hereto as Exhibit B. All non-residents of the State of Indiana who are arrested on the misdemeanor charges of driving while suspended shall be required to post bail according to the bail schedule.

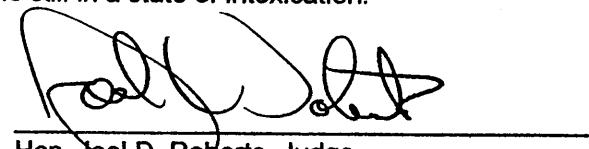
H. Unless otherwise specified, it shall be a condition of bail for each person arrested on a charge of Invasion of Privacy or for an offense involving violence or physical abuse against another person, that such person refrain from having any direct or indirect contact with the alleged victim(s). Said condition shall be specifically set forth on such person's bond. The sheriff shall post in a conspicuous manner in the jail and shall provide a copy of the "Notice to Arrested Persons Posting a Bail Bond", attached hereto as Exhibit "D", to such person for signature before posting bond and a signed copy of the notice shall be attached to the bond filed with the Court.

I. In the absence of prior Court approval, bail for a person who is charged with a felony or misdemeanor may only be posted in the form of a surety or cash bond.

J. The Sheriff may use the chart set forth in I.C. 35-33-1-6 to determine the minimum number of hours that a person arrested for an alcohol-related offense should be detained before his release on bail. In no event, however, shall a person be released from detention while still in a state of intoxication.



Hon. Brian D. Hutchison, Judge
Jay Circuit Court



Hon. Joel D. Roberts, Judge
Jay Superior Court

Copies to: Sheriff of Jay County

STATE OF INDIANA
COUNTY OF JAY, SS:

AFFIDAVIT IN SUPPORT OF RELEASE
ON DEFENDANT'S OWN RECOGNIZANCE

The undersigned hereby states the following in support of his/her request to be released from custody on his/her own recognizance:

1. My full name is _____.
2. My current address is _____
_____.
3. My birth date is _____ and my age is _____.
4. My social security number is _____.
5. I have been a continuous resident of Jay County, Indiana, since _____.
6. I am employed by _____.
7. I have been continuously employed in Jay County, Indiana, since _____.
8. I am/am not (strike out inapplicable term) presently on bond, probation, parole or under a withheld or suspended sentence in Jay County or any other jurisdiction.
9. I have/have not (strike out inapplicable term) previously failed to appear in any Court as ordered.
10. I do/do not (strike out inapplicable term) have a prior felony conviction.

I affirm, under the penalties of perjury, as specified by I.C. 35-44-2-1, that the foregoing representations are true.

Dated: _____.

Defendant

STATE OF INDIANA
COUNTY OF JAY, SS:

IN THE JAY CIRCUIT/SUPERIOR COURT
200__ TERM

STATE OF INDIANA

VS.

RELEASE ON OWN RECOGNIZANCE

I, _____, the undersigned, hereby acknowledge that I am being released from custody on my own personal recognizance, and I hereby promise to appear in the Jay (*strike inappropriate Court*) Circuit / Superior Court at _____ o'clock, ____m. on _____, 200__, and at all other times as directed by the Court until such cause is determined, to answer to the offense of:

This Court additionally orders that the Defendant shall:

1. Not commit any violation of state, local or federal laws;
2. Inform the Court of any change in address within 24 hours of said change; and
3. _____

I understand that failure to appear at the above stated time or times as required or failure to comply with this order on release will result in the immediate issuance of a warrant for my arrest.

Dated: _____.

Defendant

NOTE: Affidavit In Support Of Release On Defendant's Own Recognizance must be signed and verified before release of Defendant.

STATE OF INDIANA
COUNTY OF JAY, SS:

IN THE JAY CIRCUIT/SUPERIOR COURT
200__ TERM

STATE OF INDIANA

VS.

FULL CASH BOND

[I.C.. 35-33-8-3(a)(1)]

I, _____, Defendant herein, understand that I have been admitted to bail in the sum of \$_____ dollars and I hereby promise to appear in the Jay (*strike inappropriate Court*) Circuit / Superior Court at _____ o'clock, ____m., on _____, 200__ and at all other times as directed by the Court until such cause is determined, to answer to the offense of:

I understand that I am bound to the State of Indiana in the sum of \$_____ dollars. If I appear in Court as directed and comply with all conditions as ordered by the Court until this cause is finally determined, then this bond shall be void, if otherwise, the bond shall remain in full force.

If I do not appear at any time fixed by the Court, the Court shall declare this bond to be forfeited and notice of forfeiture shall be mailed to me at _____. Furthermore, unless the Court finds that there was justification for the Defendant's failure to appear, the Court shall immediately enter judgment for the State against me and certify the judgment to the Clerk for record. The amount deposited in cash shall be applied to the payment of the judgment. The balance of the judgment may be enforced and collected in the same manner as a judgment entered in a civil action.

I further understand that if I fail to appear as required or violate any of the conditions of release from custody, the release may be revoked and a warrant for my arrest will be issued immediately.

I agree to the following terms as conditions for being released from custody on this bond during the pendency of this cause.

a. I will inform the Court and my attorney of any change of address or employment within 24 hours of such change;

b. I will personally appear in this cause at any time as directed;

c. I will not commit any violation of state, local or federal laws while released on bail;

d. I agree to comply with the following additional conditions of release as ordered by the Court: _____

When the conditions of the bond have been performed, the Clerk of the Court shall return to me, unless the Court orders otherwise, the sum which has been deposited, less the statutory deductions for (a) the 10% Clerk's fee (up to \$50.00); and (b) the "cost of publicly paid representation" including attorney fees, expenses or wages incurred by the County that are directly attributable to the Defendant's defense. If a judgment for a fine, court costs, restitution is entered in this cause, the balance of the deposit after deduction of the bond costs, may, upon order of the Court, be applied by the Court Clerk to the payment of the judgment. (I.C. 35-33-8-7).

At the conclusion of my case, the Court shall order that my bond be refunded to me less the deductions listed herein above.

I understand the terms of this agreement, voluntarily enter into it, and agree to abide by the terms thereof.

Dated: _____

Defendant

Address

Telephone No.

STATE OF INDIANA
COUNTY OF JAY, SS:

IN THE JAY CIRCUIT/SUPERIOR COURT
200__ TERM

STATE OF INDIANA
VS.

NOTICE TO ARRESTED PERSONS POSTING A BAIL BOND

Pursuant to the AMENDED ORDER ESTABLISHING UNIFIED BAIL BOND SCHEDULE entered by the Jay Circuit Court and the Jay Superior Court on June 19, 2002, section H., you are hereby notified that, inasmuch as you have been arrested on a charge of Invasion of Privacy or for an offense involving violence, harassment, or physical abuse against another person.

ACKNOWLEDGMENT

I UNDERSTAND THAT I am to refrain from having any direct or indirect contact with the alleged victim(s)/complaining witness(es) in this cause, the person(s) named below:

I FURTHER UNDERSTAND that a person who knowingly or intentionally violates this Order May be charged with the Offense of Invasion of Privacy, Class B Misdemeanor, punishable by imprisonment of up to 180 days and a fine not greater than \$5,000.00. (See IC 35-46-1-15.1). An invitation by the alleged victim/ complaining witness to their residence or other place where he/she is located, does not waive or nullify any relief provided by the court in the order of protection.

I hereby acknowledge receiving notice of this Order this date.

Date: _____

Signature of Arrested Person

Witness signature

SHERIFF/BONDSMAN:

ATTACH SIGNED COPY TO BOND WHEN FILING WITH COURT

STATE OF INDIANA
COUNTY OF JAY, SS:

IN THE JAY CIRCUIT COURT
IN THE JAY SUPERIOR COURT
CASE NO. 38C01-9912-MC-009
CASE NO. 38D01-9912-MC-004

FILED

IN THE MATTER OF COMMUNITY
TRANSITION PROGRAM

DEC 15 1999

COURT RULES FOR
COMMUNITY TRANSITION PROGRAM

Marlene Coleman
CLERK JAY SUPERIOR COURT

Come now the Judges of the Jay Circuit Court and the Jay Superior Court and jointly adopt the following rules concerning the conduct of persons in the Community Transition Program:

1. Unless otherwise ordered by the Court, a person in the Community Transition Program shall be in custody by the Jay County Sheriff at the Jay County Security Center until the person completes the person's fixed term of imprisonment.
2. While in the custody of the Jay County Sheriff, the person shall not commit any criminal offenses and shall obey all rules and regulations adopted by the Sheriff of Jay County for inmates at the Jay County Security Center.
3. If the person meets the qualifications established by the Jay County Sheriff, then the Sheriff of Jay County is authorized to consider the person for participation in a work release program.
4. If the person is employed with in the Community Transition Program, his earnings shall be paid to the Jay County Sheriff and shall be distributed in accordance with I.C. 11-10-11.5-12.
5. If the person in the Community Transition Program is placed on probation, after hearing by the Court, the person shall comply with terms and conditions as ordered by the Court.
6. If the person assigned to the Community Transition Program fails to comply with a rule or condition under I.C. 11-10-11.5-11, then the person shall, after hearing, be subject to the sanctions as set forth in I.C. 35-38-1-26.
7. Unless otherwise ordered by the Court, after the person completes his fixed term of imprisonment, less the credit time he has earned with respect to that term, the person shall be released on parole.

8. All persons in the Community Transition Program shall be served with a copy of this Order upon their arrival at the Jay County Security Center and a copy thereof shall be returned to the sentencing Court for placement in case file for the person.

Dated: 12/15/99


TOM D. DILLER
JUDGE, JAY CIRCUIT COURT


JOEL D. ROBERTS
JUDGE, JAY SUPERIOR COURT

A copy of the foregoing Court Rules For Community Transition Program was personally delivered to _____ on the _____ day _____.

Dated: _____

SHERIFF OF JAY COUNTY

FILED

STATE OF INDIANA

IN THE JAY CIRCUIT/ SUPERIOR COURTS

COUNTY OF JAY, ss:

DEC 09 2003

2003 TERM

June Ann Remy
CLERK JAY CIRCUIT COURT

IN RE: ELECTRONIC POSTING
OF COURT RECORDS

CAUSE NO. 38C01-0312-MI-79
38D01-0312-MI-

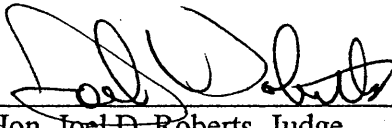
ORDER CONSENTING TO
ELECTRONIC POSTING OF COURT RECORDS

Pursuant to Trial Rule 77 of the Indiana Rules of Procedure, the Jay Circuit Court and the Jay Superior Court do hereby consent to the electronic posting of court records and do order the Clerk of the Circuit Court to seek the permission of the Division of State Court Administration for such posting, using the software and services of CSI and Doxpop as described in the attached Fact Sheet and Price Schedule.

Dated: December 9, 2003



Hon. Brian D. Hutchison, Judge
Jay Circuit Court



Hon. Joel D. Roberts, Judge
Jay Superior Court

12-11-2003

CSI/DoxPop Court Fact Sheet

Access

Visitors to the site have access to limited information regarding cases which are current. Visitors may only search one county's records at a time, and must know the last name or case number to perform the search.

Registered users have full access to information about all cases which are available as part of the public record. General case information, chronological case summary (CCS), indexing, calendar, parties, and financial information is included for each case. Registered users may perform searches that span multiple counties (subject to the availability of county data), and may search on a number of fields by person or by case.

Registered access is granted only to those users who provide identifying information which is confirmed by their method of payment (e.g., credit card, voided check for electronic payment, etc.).

When connecting to the DoxPop web site, registered users must identify themselves by username and provide a secure password in order to gain registered-user access.

Searches and other transactions performed by registered users are logged to an archive but are considered private information and are divulged only by search warrant under court order.

Information

Case Types

- Criminal A Felony
- Criminal B Felony
- Criminal C Felony
- Criminal D Felony
- Criminal Misdemeanor
- Infraction
- Ordinance Violation
- Post Conviction Petition
- Small Claims
- Guardianships
- Reciprocal Support
- Trusts
- Protective Orders
- Domestic Relations
- Estates
- Mortgage Foreclosure
- Civil Collection
- Civil Plenary
- Civil Tort

Cases

- ID (Cause Number)
- Court
- Title (Caption)
- Type
- Disposition
- File Date

Parties

- Name (Last, First Middle)
- Type (Person or Entity)
- Company Acronym
- Person Birth Date
- Person Height
- Person Weight
- Person Ethnicity
- Person Citizenship
- Person Hair Color
- Person Scars or Tattoos
- Person Marital Status
- Person Alias

Note: Many of the personal information fields are not tracked by courts. Doxpop is capable of displaying this information if it is supplied.

Charges (Criminal Cases)

- Count
- Number
- Charge Criminal Code reference
- Charge Description
- Charge Date
- Plea
- Disposition
- Disposition Date

Sentences (Criminal Cases)

- Sentence Number
- Sentence Date
- Sentence Description
- Sentence Type Code
- Sentence Type Description
- Sentence Status Code
- Sentence Status Description
- Sentence Concurrency
- Length Qualifier
- Length Days
- Length Months
- Length Years

Complaints (Civil Cases)

- Count
- Number
- Complaint Description
- Disposition Satisfied
- Disposition Date
- Disposition Code
- Disposition Description
- Disposition Type
- Disposition Recorded Date

Remedies (Civil Cases)

- Party Found For
- Remedy Number
- Remedy Text
- Remedy Amount

Calendar

- Date
- Time
- Location
- Event
- Length
- Hearing Type

Minute Entries

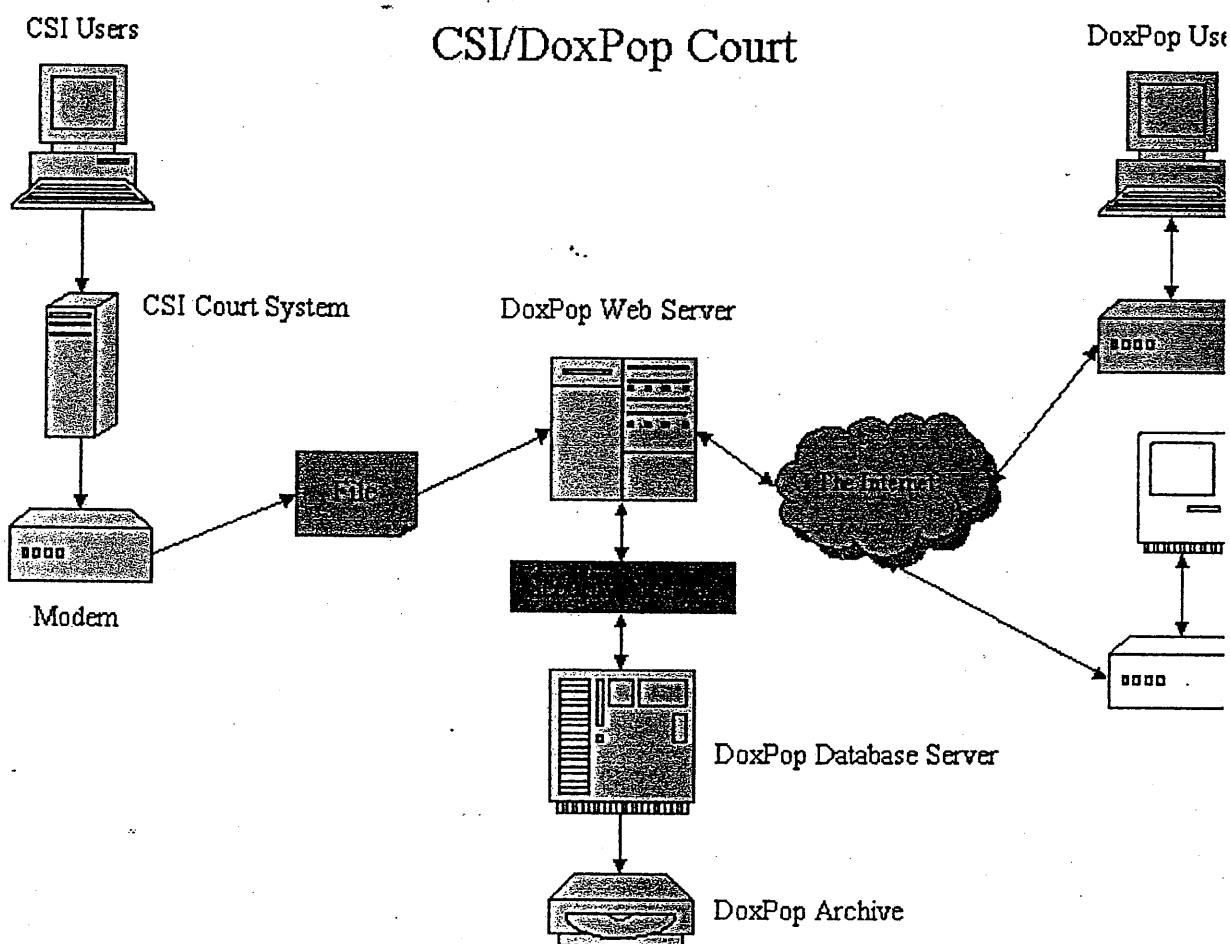
- Entry Number
- Entry Date
- Type
- Notice Sent
- Order on File?
- Book
- Minute Entry
 - *Note: To reduce the chance of court information being used for "identity theft", Doxpop scans minute entries and masks any string of numbers that match the format of a Social Security Number. (###-##-####)*

Financial Information

- Fines, Fees, and Other Charges
 - Party
 - Account
 - Due Date
 - Charge
- Payments and Other Credits
 - Party

- Account
- Date
- Receipt Number
- Type
- Credit
- Remaining Balance Owed
 - *Doxpop does not calculate or display final balances because we understand that additional fees not available to our system such as interest or penalties may be assessed at the time of payment.*

How It Works



Setup

1. CSI provides enhanced software to allow period extraction and transmission of new or updated information.
2. DoxPop provides an access key file to allow encryption and secure transmission of new and updated data from court system to DoxPop server.

3. CSI extracts existing records for all available court cases of public record and delivers these to DoxPop.
4. DoxPop loads existing records into the test environment on the DoxPop server.
5. Court, CSI, and DoxPop verify that records are loaded correctly.
6. DoxPop transfers verified data from test to production servers.

Operation

1. Court workers enter new and updated information in court system running CSI judicial tracking software.
2. At ten minute intervals, the enhanced CSI judicial tracking software extracts any new or updated information, encrypts and compresses the information and writes it to a file.
3. The file is transferred to the DoxPop servers via either dedicated or dial-out network connection (at the county's option).
4. When the file transfer is complete, the connection is terminated and the fact that the transfer completed successfully is recorded so that the same records are not sent for the next update.
5. The DoxPop server notices that new information is available, and proceeds to decompress, unencrypt, and load the data into the DoxPop database. The load file is also saved to an archive for safekeeping.
6. The last update date for the county records is updated to reflect the new update time.



Doxpop Court Access subscriber fee schedule

Court Access subscriber fee schedule

Standard Registered User Access (First user)	\$39/month
Additional standard users at the same firm	\$24/month
Government or Non-Profit Registered User Access (conditions apply)	\$20/month
E-Mail notification for one Attorney (Notices, Scheduling)	Free to Registered Users
Search Watches	Free to Registered Users

Description of services

All services are subject to our Registered User Agreement.

Registered User Access includes access to all advanced on-line search facilities and all information designated by the court as available to registered users. It is anticipated that since registered users are identified to the system, the court will agree to release more information to registered users. Registered users will be able to print a Chronological Case Summary (CCS), Schedules, and other reports on their local printers directly from the web browser. Attorneys are expected to be the most prevalent registered user group, but title abstractors and other researchers may also find this service useful.

E-Mail Notification is available as a free service to any registered user. This service will e-mail the user a copy of any notice or schedule change involving the user each time DoxPop receives a data update from the court. This service helps busy attorneys keep track of their schedule and know of important events immediately.

Search Watch allows a registered user to receive notification when any information matching particular criteria appears in a data update. A common use for this service might be watching for any new filings involving a client or watching for new information involving a current case. Search Watch is like having an agent to do your repetitive searching for you. A Search Watch may be configured to run every

time DoxPop receives an update from the court, or less often for searches that are not as time-sensitive. This service is particularly useful to anyone who needs similar searches run on a regular basis.

Unregistered User Access costs nothing and includes access to the simple name and case search facilities and the ability to view basic information about open felony, misdemeanor and infraction cases. Note that this information may be very limited, depending on the directives of the court. Unregistered users are not identified by our system, and we anticipate that the most common use of this feature will be by individuals looking up scheduling and location information on their own cases.

Note: All DoxPop services depend upon accurate data entry and timely updates from the court. It is our mission to quickly and accurately reflect all information passed to us by the court, but we cannot be responsible for omissions or errors in the data that is presented by the court.

Conditions Applying to Government and Non-Profit rates



Government Organization is defined as any organization supported solely by tax revenues.

Non-Profit Organization (NPO) is defined as any organization with 501 (c)(3) tax status.

To receive discounted rates please call our offices at (765) 965-7363 before registering on line. If you are claiming NPO status, we will ask that you fax or mail us a copy of your 501 (c)(3) federal tax exemption letter.

No quantity discounts are available at this already reduced rate

Government and NPO rates apply only to users who are using Doxpop Services solely in support of their work for a Government or NPO. For instance, a part-time public defender who also runs a private practice may not use a Government rate account for the private practice.

Note: Our ability to offer this rate is the result of the local counties, Computer Systems of Indiana and Doxpop all agreeing collectively to forego a part of their normal revenues for these subscribers. If this rate has helped your Non-Profit organization, please take a moment to thank your local elected officials for agreeing to participate in this discount.